IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 11860 of 1993

Between:

1. Raghavendra Swamy Huts Welfare Association, Jawaharnagar, Branch: Madhuranagar, Yousufguda, Hyderabad, rep. by its President T. Balaiah, S/o. Subbaiah,

   H.No.8-3-222/8/14, Madhuranagar, Hyderabad.

2. T. Balaiah, S/o. Subbaiah

   D.No.8-3-222/8/14, Madhuranagar, Hyderabad.

3. Venkata Swamy Katli, S/o. K. Gopal,

   R/o. H.No.222-8-14-F, Madhuranagar, Hyderabad.

4. Kotaiah, S/o. Kondaiah,

   Madhuranagar, Hyderabad.

..... PETITIONERS

AND

1. M/s. Janatha Industrial Corporation (India), M.G. Road, Sec'bad, rep. by Vasanth Vohra, S/o. Chabildas, R/o. Ho.No.5-2-357, Hyderabasthi, Secunderabad – 500 003.

2. Vasant C. Vohra.

3. Rajendra Vohra

4. Kiran Vohra

5. Prakash Vohra

(2 to 5 are sons of Chabildas Vobra, R/o. D.No.5-2-357, Hyderabasthi, Secunderabad – 3)

6. The Competent Authority, Urban Land Ceiling, C/o. Office of Commissioner of Land Revenue, Opp: Annapurna Hotel, Nampally road, Hyderabad.

7. The Government of A.P. rep. by its Chief Secretary, Secretariat Buildings, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Certiorari or any other appropriate writ or direction under Art. 226 of the Constitution of India call for all the records related to and bearing upon the Judgment of the Hon'ble Special Court under A.P. Land Grabbing (Prohibition) Act, 1982 in L.G.C.No.135/89 dated 22.07.1993 and quash the same as null and void by declaring the petitioners herein as the legal and rightful owners of the extent of land 1800 Square Yards which is the subject matter of the above L.G.C.No.135/89 and that the respondent Nos.1 to 5 herein have committed an offence under the relevant provisions of Urban Land (Ceiling and Regulation) Act, 1976 (Act 33 of 1976) and as such they are liable to be punished U/s. 38 of the said Urban Land (Ceiling & Regulation) Act 1976 and direct the 6th respondent to initiate criminal proceedings against the respondents 1 to 5 and also declaring the A.P. Land Grabbing (Prohibition) Act, 1982 (Act 12/1982) and the rules made thereunder as illegal and ultravires the powers of the State Legislature and violative of Articles – 14,20,21 and 300-A of the Constitution of India.

Counsel for the Petitioners: MR.V.T.M.PRASAD

Counsel for the Respondent Nos.1to5: MR.VILAS V.AFZULPURKAR

Counsel for the Respondent Nos.6&7: G.P. FOR ASSIGNMENT

The Court made the following ORDER:

ORDER: (Per Sri B.Sudershan Reddy, J)

It is stated by the learned counsel for the respondents that the matter has been compromised between the parties long time ago and even the same has been recorded.

In such view of the matter, the cause in this writ petition does not survive. The writ petition shall accordingly stand dismissed. No costs.

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B. SUDERSHAN REDDY,J

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K.C. BHANU,J

Date: 28.09.2004

va/ks

To

1. The Competent Authority, Urban Land Ceiling, C/o. Office of Commissioner of Land Revenue, Opp: Annapurna Hotel, Nampally road, Hyderabad.

2. The Chief Secretary, Government of A.P., Secretariat Buildings, Hyderabad.

3. Two CCs to G.P. for Assignment, High Court of A.P. Buildings, Hyderabad (OUT)

4. Two CD Copies